

NORTH CAROLINA-VIRGINIA PORT TERMINAL COOPERATIVE WORKING
AGREEMENT

FMC Agreement No. 201333-001

A Marine Terminal Operator Cooperative Working Agreement

Original effective Date: March 25, 2020

Expiration Date: December 31, ~~2020~~ 2021

ARTICLE 7: MEMBERSHIP

Membership in this Agreement shall be limited to the Parties, provided that any marine terminal operator (as defined by the Shipping Act of 1984, as amended) operating at any port located within the geographic scope of this Agreement may be admitted to membership by unanimous vote of the Parties.

ARTICLE 8: VOTING

NCSPA shall have one vote regarding any decision reached under this Agreement. VPA and VIT shall collectively have one vote regarding any decision reached under this Agreement. Except as otherwise provided herein or agreed by the Parties, all decisions reached under this Agreement shall be by unanimous agreement of the Parties.

ARTICLE 9: DURATION, TERMINATION, AND WITHDRAWAL

9.1 This Agreement shall become effective on the date it becomes effective under the Shipping Act of 1984, as amended, and shall remain in effect until December 31, 2020 2021 or otherwise terminated by the Parties.

9.2 This Agreement may be terminated at any time by mutual agreement of the Parties. This Agreement shall be deemed terminated if all but one Party withdraws from the Agreement. Any termination of this Agreement shall become effective on the earliest date permitted under the Shipping Act, as amended.

9.3 Any Party may withdraw from this Agreement at any time upon giving 30 days written notice to the other Parties. The withdrawal of a Party shall not relieve the withdrawing Party of (A) its appropriate share of any outstanding expenses, debts or other obligations incurred

SIGNATURE PAGE

IN WITNESS WHEREOF, the Parties have executed this Agreement on this ____ day of _____, 2020.

NORTH CAROLINA STATE PORT AUTHORITY

Signature: _____

Name: _____

Title: _____

Dated: _____

VIRGINIA PORT AUTHORITY

Signature: _____

Name: _____

Title: _____

Dated: _____

VIRGINIA INTERNATIONAL TERMINALS, LLC

Signature: _____

Name: _____

Title: _____

Dated: _____ 4823-4974-3028, v. 1